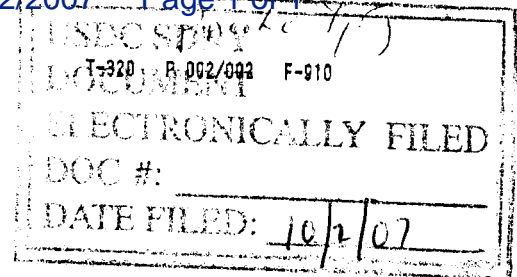


Sep-07-07 10:16am From: Kennedy, Jennik &amp; Murray, P.C.

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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK  
ERIC SCHERZER, as Trustee of the  
VOLUNTARY HOSPITALS HOUSE STAFF  
BENEFITS PLAN,

Plaintiff,

-against-

CARITAS HEALTH CARE, INC.,

Defendant.

07 CIV. 7005 (WHP)

STIPULATION AND ORDER

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned attorneys for Plaintiff, Eric Scherzer, as Trustee of the Voluntary Hospitals House Staff Benefits Plan, and Defendant, Caritas Health Care, Inc., that the time for Defendant to answer, move or otherwise respond to the Complaint in the above-captioned action be, and the same hereby is, extended through and including September 20, 2007.

Dated: New York, New York  
September 6, 2007

KENNEDY, JENNIK & MURRAY, P.C.

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Attorneys for Defendant

SO ORDERED:

William H. Pauley  
WILLIAM H. PAULEY, U.S.D.J.

9/28/07